



TOWN OF TYNGSBOROUGH

Office of the Selectmen

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Board of Selectmen Meeting Minutes

Monday April 26, 2010

6:00 P.M.

Town Offices

Members Present: Selectman Rich Lemoine, Selectman Robert Jackson, Selectwoman Ashley O'Neill, Selectwoman Karyn Puleo, Selectwoman Elizabeth Coughlin.

Staff Members Present: Town Admin. Michael Gilleberto and Admin Assistant Therese Gay.

The Chair opened the hearing, the Board was introduced and the Agenda was read.

1. 6:00 P.M. Road Acceptance Hearing – Annual Town meeting Warrant

Article #22 Jonathan circle – The Board voted unanimously on a motion by Selectman Jackson, second by Selectwoman O'Neill to open the hearing. The article was read. The Board voted unanimously on motion by Selectwoman O'Neill, second by Selectwoman Puleo to waive the reading of the list of residents. Discussion the Planning Board held a hearing and approved the acceptance of this road, the board asked if anyone was present who wished to speak in favor or against the placing of this article on the warrant for approval, Ms Jacqueline Schnackertz and Mr. Richard Lombardo spoke in favor of the acceptance of this street. Ms. Jacqueline Schnackertz discloses that she is a resident of Jonathan Circle. No one came forward to speak against the acceptance. The Board voted unanimously on a motion by Selectman Jackson, second by Selectwoman O'Neill to close the hearing. The Board voted unanimously to recommend the acceptance of Jonathan Circle and submits this article to town meeting floor or acceptance.

Article #23 Wilson Way - The Board voted unanimously on a motion by Selectwoman O'Neill, second by Selectwoman Puleo to open the hearing. The Board voted unanimously on a motion by Selectwoman Puleo, second by Selectwoman O'Neill to waive the reading of the article. The Board voted unanimously on motion by Selectwoman O'Neill, second by Selectwoman Puleo to waive the reading of the list of residents. Discussion the Planning Board held a hearing and approved the acceptance of this road, no residents of Wilson Way were not present at the hearing, the board asked if anyone was present who wished to speak in favor or against the placing of this article on the warrant for approval. Mr. Scott Sasek, 2 Wilson Way and Mr. Scott Landsteiner, 10 Wilson Way came forward to voice their concerns about the acceptance of Wilson Way. There has been issues with the road side drainage and would like to have it fixed before the town takes on the responsibility of maintaining it. The Board has continued this hearing to their next scheduled meeting and will invite the Planning Board members in to discuss.

Article #24 Marla Circle, - The Board voted unanimously on a motion by Selectman Jackson, second by Selectwoman O'Neill to open the hearing. The Board voted unanimously on a motion by Selectwoman Puleo, second by Selectwoman O'Neill to waive the reading of the article. The Board voted unanimously on motion by Selectwoman O'Neill, second by Selectwoman Coughlin to waive the reading of the residents list. The Planning Board held a

hearing and approved the acceptance of this road, the board asked if anyone was present who wished to speak in favor or against the placing of this article on the warrant for approval. Ms Judith Lethbridge, 5 Marla Circle, has no issues on the road all is in wonderful. No one came forward to speak against the acceptance. The Board voted unanimously on a motion by Selectman Jackson, second by Selectwoman O'Neill to close the hearing. The Board voted unanimously to recommend the acceptance of Marla Circle and submits this article to town meeting floor or acceptance.

Article #25 Alpine Way - The Board voted unanimously on a motion by Selectman Jackson, second by Selectwoman O'Neill to open the hearing. The Board voted unanimously on a motion by Selectwoman Puleo, second by Selectwoman O'Neill to waive the reading of the article. The Board voted unanimously on motion by Selectwoman O'Neill, second by Selectwoman Coughlin to waive the reading of the residents list. Discussion the Planning Board held a hearing and approved the acceptance of this road, the board asked if anyone was present who wished to speak in favor or against the placing of this article on the warrant for approval. No one came forward to speak against the acceptance. The Board voted unanimously on a motion by Selectman Jackson, second by Selectwoman O'Neill to close the hearing. The Board voted unanimously on a motion by Selectwoman O'Neill, second by Selectwoman Puleo to recommend the acceptance of Alpine Way and submits this article to town meeting floor or acceptance.

Article #26 Skyline Drive - The Board voted unanimously on a motion by Selectman Jackson, second by Selectwoman O'Neill to open the hearing. The Board voted unanimously on a motion by Selectwoman Puleo, second by Selectwoman O'Neill to waive the reading of the article. The Board voted unanimously on motion by Selectwoman O'Neill, second by Selectwoman Coughlin to waive the reading of the residents list. Discussion the Planning Board held a hearing and approved the acceptance of this road, the board asked if anyone was present who wished to speak in favor or against the placing of this article on the warrant for approval. No one came forward to speak against the acceptance. The Board voted unanimously on a motion by Selectman Jackson, second by Selectwoman O'Neill to close the hearing. The Board voted unanimously on a motion by Selectwoman O'Neill, second by Selectwoman Puleo to recommend the acceptance of Skyline Drive and submits this article to town meeting floor or acceptance.

Article #27 Diaz Drive, and Article #28 Rello Way - The Board voted unanimously on a motion by Selectman Jackson, second by Selectwoman O'Neill to open the hearing. The Board voted unanimously on a motion by Selectwoman Puleo, second by Selectwoman O'Neill to waive the reading of the article. The Board voted unanimously on motion by Selectwoman O'Neill, second by Selectwoman Coughlin to waive the reading of the residents list. Discussion the Planning Board held a hearing and approved the acceptance of this road, the board asked if anyone was present who wished to speak in favor or against the placing of this article on the warrant for approval. No one came forward to speak for or against the acceptance. Mr. King of Diaz Drive was concerned on what would happen to the unfinished portion of Diaz Drive, the road is not finished. Another developer owns the parcels on the remaining portion of Diaz Drive and has not been before the Planning Board for any building lots. The Board voted unanimously on a motion by Selectman Jackson, second by Selectwoman O'Neill to ask the Planning Board members to be present at the next Board meeting to continue the discussions.

The Board voted unanimously on a motion by Selectwoman O'Neill, second by Selectwoman Puleo to continue this hearing to the Board's next scheduled meeting.

2. 6:30 P.M.

A. Review Annual Town Meeting Warrant Article - Selectmen & Finance Committee

Article 1 is the election warrant for last week's election. Articles 2&3 are the standard article to accept the town reports and to appoint the surveyor of woods and bark and the Memorial Day committee, the Board voted unanimously on a motion by Selectwoman O'Neill, second by Selectwoman Coughlin to recommend the acceptance of the town reports and the appointments as read.

Article 4 Elected Officials Stipend this article sets the stipends for the elected officials, Article 5 Town's Operating Budget for 2011, Article 6 Sewer Budget, Article 7 Certify Chapter 90 Highway Funds, Article 8 Revolving Funds, Article 9&10 Community Preservation Fund Budget, Article 11 to 18 Additional Funding, Article 20 Sex Offender Residency, Article 21, Flood Plain Zoning By-Law, Article 22 to 28 Street Acceptance, Article 29 to 37, Sewer Articles (Commissioners were before the Board to explain) Article 38 to 43 Zoning Changes by Citizen's Petition and Article 44 Solid Waste Collection by Citizens Petition.

The Board discussed and voted Article 4 to Article 44 as follows:

The Board voted unanimously on a motion by Selectman Lemoine, second by Selectwoman O'Neill to support the \$1.00 for the Chairman of the Board of Assessors. After discussions on Article 4, on whether or not to recommend the \$1.00 stipend for all elected officials, with the Finance Committee member Schnackertz removing the Finance Committee Members from receiving the stipend stating that the Finance Committee Members never received the stipend and that it is illegal to accept compensation. The Board voted 3-2-0 split with Selectwoman Puleo and Selectman Jackson voting against the stipends and Selectwoman O'Neill and Selectwoman Coughlin and Selectman Lemoine voting in favor of the stipends.

The Board voted unanimously on a motion by Selectwoman O'Neill, second by Selectwoman Coughlin to recommend Article 5 the town's operating budget as presented.

The Board voted unanimously on a motion by Selectwoman Coughlin, second by Selectman Jackson to recommend Article 6 as presented.

The Board voted unanimously on a motion by Selectwoman Coughlin, second by Selectwoman O'Neill to recommend Article 7 as presented.

The Board voted unanimously on a motion by Selectwoman O'Neill, second by Selectman Jackson to recommend Article 8 as presented.

The Board voted unanimously on a motion by Selectman Jackson, second by Selectwoman O'Neill to recommend Article 9 as presented.

The Board voted unanimously on a motion by Selectman Jackson, second by Selectwoman O'Neill to recommend Article 10 as presented. Discussion it would be best to reverse Article 9 with Article 10.

The Board voted unanimously on a motion by Selectman Jackson, second by Selectwoman O'Neill to recommend Article 11 as presented.

The Board voted unanimously on a motion by Selectwoman Coughlin, second by Selectman Jackson to recommend Article 12 as presented.

The Board voted unanimously on a motion by Selectwoman O'Neill, second by Selectman Jackson to recommend Article 13 as presented.

The Board voted unanimously on a motion by Selectwoman Puleo, second by Selectman Jackson to remove Article 14.

The Board voted unanimously on a motion by Selectwoman Puleo, second by Selectman Jackson to recommend Article 15.

The Board voted unanimously on a motion by Selectwoman Puleo, second by Selectwoman O'Neill to remove Article 16.

The Board voted unanimously on a motion by Selectwoman Puleo, second by Selectman Jackson to remove Article 17.

The Board voted unanimously on a motion by Selectwoman Puleo, second by Selectman Jackson to recommend the amount of \$228,100 to Article 18 the Stabilization Account.

The Board voted unanimously on a motion by Selectwoman Puleo, second by Selectman Jackson to remove Article 20. The Board voted unanimously on a motion by Selectwoman Puleo, second by Selectwoman O'Neill to waive the reading of Article 20.

The Board voted unanimously on a motion by Selectwoman Puleo, second by Selectwoman O'Neill to recommend Article 21. The Board voted unanimously on a motion by Selectwoman O'Neill, second by Selectwoman Puleo to waive the reading of Article 20.

The Board voted unanimously on a motion by Selectman Jackson, second by Selectwoman O'Neill to recommend Article 22 to Article 26. Article 22 to Article 26 are the road acceptance, Finance Committee Member Jacqueline Schnackertz discloses that she lives on Jonathan Circle one of the proposed street acceptances. The Board will recommend Articles 23, 27 and 28 on Town Meeting Floor.

The Board voted unanimously on a motion by Selectman Jackson, second by Selectwoman Puleo to recommend Article 29 and Article 30.

The Sewer Department made reference that they will withdraw Articles 31 to 38 on Town Meeting Floor.

The Board took no action on Articles 39 to 44 these articles are zoning changes petitioned by private citizens.

The Board voted 4-1-0 on a motion by Selectwoman Puleo, second by Selectwoman O'Neill to not recommend Article 45.

B. Special Town Meeting Warrant Articles 1 to 4 Funding Transfers for 2010 budgets.

The board reviewed the Special Town Meeting Warrant Article 2 to 4 as follows:

The Board voted unanimously on a motion by Selectwoman O'Neill, second by Selectwoman Puleo to recommend Article 1.

The Board voted unanimously on a motion by Selectwoman Puleo, second by Selectwoman O'Neill to remove Article 2.

The Board voted unanimously on a motion by Selectwoman O'Neill, second by Selectman Lemoine to not recommend Article 3.

The Board voted unanimously on a motion by Selectwoman O'Neill, second by Selectwoman Puleo to remove Article 4.

C. Sign Annual Town Meeting Warrant and Special Town Meeting Warrant

The Board will sign the warrant at their next scheduled meeting.

D. Vote to Post Annual Town Meeting Warrant and Special Town Meeting Warrant.

The Board will vote to post the warrant at their next scheduled meeting.

3. Citizen/Business Time

No one came forward this evening.

4. Correspondence

The Board voted 4-1-0 on a motion by Selectwoman O'Neill, second by Selectman Jackson to accept the correspondence as presented.

5. Selectmen's Notes

Selectwoman Coughlin mentioned that it would serve everyone better if the Board were notified of any information in a timely manner. Selectwoman Puleo wanted to take this opportunity to thank all of the elected and appointed officials and the town's people for their support during her term on the Board.

6. Town Administrator's Notes

The Administrator reports that Mr. Savage has met with the Building Commissioner, Conservation Director and the Library Director regarding the Eagle Scout Project, a plan was agreed upon by all and still waiting for the Dig Safe approval. The budget from the House Ways and Means Committee released its draft FY 2011 State Budget our assumption

regarding overall State Aid was fairly close only off by \$400.00. The full House of Representative will be deliberating on this proposal soon. I have begun conversation with NMCOG to examine the potential provision of these services on a regional basis. Projects the NMCOG is working with its NH counterpart to solidify funding for a study for the Proposed Route 3 Exit 36S. Green Communities the Town Accountant and I have been working with our consultant to assemble the required data. Health Insurance the town and its employees have collectively worked to minimize the impact of health insurance on both town budget and individual/family plan. Town Center the Greater Lowell Chamber of Commerce is also working with three existing businesses near the Town Center to schedule a ribbon-cutting.

7. Executive Session (if needed)

The Board of Selectmen voted on a motion by Selectwoman O'Neill, second by Selectwoman Puleo to enter into Executive Session to discuss contract negotiation and at the conclusion of the Executive Session to return to open session only to adjourn. Roll Call Vote: Selectwoman Elizabeth Coughlin, yes; Selectman Robert Jackson, yes; Selectman Rich Lemoine, yes; Selectwoman Puleo, yes; Selectwoman O'Neill, yes. The Board entered into Executive Session at 9:45 P.M.

A. Contract Negotiations

The Board reviewed the negotiation status of the Police Chief's contract the changes were discussed and agreed upon team will return with a contract for the Board to review at the next scheduled meeting.

The Board of Selectmen voted on a motion by Selectwoman Puleo, second by Selectwoman O'Neill to exit Executive Session and to return to open session only to adjourn. Roll Call Vote: Selectwoman Elizabeth Coughlin, yes; Selectman Robert Jackson, yes; Selectman Rich Lemoine, yes; Selectwoman Puleo, yes; Selectwoman O'Neill, yes. The Board returned to open session at 10:45 P.M.

8. Adjournment

The Board voted on a motion by Selectwoman Puleo, second by Selectman Jackson to adjourn the meeting. The meeting adjourned at 10:45 P.M.

Respectfully submitted,

Therese Gay, Admin Assist

Approved on: Monday July 26, 2010